



SOUTH DAKOTA BOARD OF NURSING
4305 S. LOUISE AVENUE SUITE 201 ♦ SIOUX FALLS SD 57106

JULY 15-16, 2004

MINUTES

CALL TO ORDER – THURSDAY, JULY 15, 2004, 8:40 A.M.

Kris O’Connell, new legal counsel for the Board, was introduced by Executive Secretary Gloria Damgaard.

BOARD MEMBERS		ATTENDANCE	BOARD STAFF	
Linda Bunkers, President		Present	Gloria Damgaard	Executive Secretary
Deb Soholt, VP		Present	Nancy Bohr	Nursing Program Specialist
Christine Pellet, Secretary		Present Thursday; Excused Friday	Linda Young	Nursing Practice Specialist
Diana Berkland		Present	Michele Crissman	Nursing Discipline Consultant
Teresa Disburg		Present	Robert Garrigan	Senior Accountant
Doris Dufault		Excused both days	Kris O’Connell	Board Attorney
June Larson		Present		
Donald Simmons		Excused both days		
Patricia Wagner		Present		
Nancy Wahlstrom		Present		
Robin York		Present		

MINUTES OF APRIL 2004 were reviewed and approved as written in a unanimous voice vote.

AGENDA APPROVAL: Additions to the Agenda

- Graduate Nurse Re-Entry Presentation by Diana VanderWoude, Thursday 1:30 p.m.
- One addition to the Discipline Case list, Item 10o28, Friday 9:15 a.m.

MOTION: The Agenda, with the above changes, was approved in a unanimous voice vote.

FINANCIAL REPORTS: Robert Garrigan, Board Accountant, presented based on written reports that had been distributed to the Board members. The balance sheet shows that for the previous fiscal year, revenues exceeded expenses; reserves have increased. Expenses for the regular audit are anticipated for this fiscal year. During discussion concerning travel reimbursement levels, June Larson suggested that Board staff explore the possibility of using state pool vehicles.

MOTION to accept the financial reports passed in a unanimous voice vote.

NCLEX QUARTERLY REPORTS: Nancy Bohr presented based on written reports. South Dakota’s current RN pass rate of 86.27% is comparable to the national 87.4% average. For LPNs, South Dakota’s pass rate is above the national average. Although the state’s numbers are good, Deb Soholt remarked that it may be beneficial to look at top average states to see what they’re doing right. June Larson commented that accepting higher attrition rates, and not putting extra time and effort into working with borderline and challenged students, are steps that would surely increase the pass rate, but such steps are not in keeping with many South Dakota educators’ philosophy.

MOTION to approve the NCLEX Quarterly Report passed in a unanimous voice vote.

SD CENTER FOR NURSING WORKFORCE: Gloria Damgaard presented based on reports submitted by Barb Pridie, Project Director, who was unable to attend today. June Larson, who is also a member of NEDDS, shared that, following last month’s eLine presentation regarding web-based nursing education, NEDDS members are prepared to look at online, cooperative nursing education programs, and the use of modules to streamline course work, reducing redundancy. For example, it is recommended that course work which is unique to baccalaureate is all that should be required for a nurse to complete the baccalaureate, with no repetition of course work that was successfully completed in other stages of education. The University of South Dakota

and Mount Marty College are now working on such articulation plans. Diana Berkland remarked that appreciation should be extended to Barb Pridie for arranging the eLine presentation by Dr. Claudia Johnston of Texas A&M-Corpus Christi. Many nurse education directors and staff attended the presentation, and were motivated to take significant steps in moving the South Dakota nursing education articulation process forward. June Larson will contact NEDDS members concerning selection of a date for a joint meeting with NEDDS and the Center for Nursing Workforce Advisory Committee.

TRIBAL COLLEGE: NURSING EDUCATION CONSORTIUM. Nancy Bohr presented based on handouts that had been distributed to Board members. The various schools are looking into ways to raise NCLEX pass rates, including additional course work for remedial students. An idea that emerged from Dr. Johnston's eLine presentation is that course work be divided into modules, so that only modules that were not successfully completed need be repeated, not the entire course.

NCSBN NEWS RELEASE: NCLEX ABROAD. Gloria Damgaard shared that, in a pilot program, three testing sites, South Korea, England, and Hong Kong, have been selected. The NCLEX test is offered only in English.

CLINICAL NURSE LEADER: Diana Berkland presented information and handouts concerning this plan; details are available on the AACN website. The plan prepares graduates to come into a complex work environment, delivering direct care. In brief, nursing schools and hospitals work in partnership, with healthcare staff taking roles within the schools. This plan has come about in response to the service side requiring a new kind of worker for today's work place. For example, in Iowa City, the University of Iowa and University Hospitals are partnered, and have produced 5-year graduates with a Masters degree.

NEDDS REPORT: June Larson added to her earlier comments, noting that articulation has been the focus of NEDDS (Nursing Education Deans and Directors) and that progress is being made.

NURSE AIDE QUARTERLY REPORT JANUARY-JUNE: Nancy Bohr, Nursing Program Specialist, presented based on written reports that had been previously distributed to the Board.

AANA COMMUNICATION RE: PAIN MANAGEMENT: Gloria Damgaard and Linda Young briefly reviewed the AANA pain management document that had been distributed to Board members.

FYI: These documents were reviewed for their informative value, and required no Board action.

- NCSBN Policy Perspectives, March/April 2004
- Board of Pharmacy Notice of Public Hearing to Adopt Rules: to be held July 23, 2004
- "60 Minutes" Report on Charles Cullen
- AHRQ Hospital Nurse Staffing & Quality of Care
- Presentation College: PC Virtual Program

COLORADO TECHNICAL: A "want ad" for a "Chair of Nursing" was noticed in the Argus Leader newspaper. It is illegal to operate a nursing education program in South Dakota without approval of this Board. Gloria Damgaard, Executive Secretary, will contact them to ensure that all proper steps are being followed.

DEPARTMENT OF LABOR GRANT TO CAEL: Thursday 10 a.m. Bonnie Henningson of CAEL (Council for Adult and Experiential Learning) shared information regarding the CAEL/Department of Labor Nursing Career Lattice Program. CAEL has received the grant; the Good Samaritan Society is partnering with CAEL in development and implementation of the Career Lattice Program, aimed at CNA education advancement toward LPN and RN education. Some of the advanced CNA training will be available online. Deb Soholt noted that this program has some of the same features and procedures as the eLine education program that is being explored among Center for Nursing Workforce and NEDDS members. The CNA advances at his/her pace; there is no set timeframe. Apprenticeship is part of the on-the-job training, with mentorship.

OPEN FORUM: Thursday, 1:30 pm

CMS EXCLUSIONS from facilities that accept federal healthcare payments: Curt Mueller, from the Office of the Inspector General, within the U.S. Department of Health and Human Services, addressed the Board. There are

many specific categories of offense; an exclusion (a first exclusion is usually five years) results from an offense committed within the healthcare arena (i.e., fraud, theft, diversion, abuse), not for DUIs, etc. Mr. Mueller's office, which is part of a ten-state region hubbed in Kansas City, deals with facilities that receive funds from federal healthcare organizations, such as CDC (Centers for Disease Control), FDA (Food and Drug Administration), NIH (National Institutes of Health), IHS (Indian Health Services) TANIF (Transitional Assistance to Needy Families), Medicare, and Medicaid. Therefore, few healthcare facilities are excluded from this office's oversight, and millions of dollars in federal funds are involved. Appropriate use of such funds is the objective, achieved through investigation of cases of fraud, over-billing, etc. Should a facility hire an "excluded" nurse, the facility becomes ineligible for federal funds; that situation could result in harm caused to residents and patients. Mr. Mueller's office commonly works cooperatively with Boards such as this, and will furnish reports of findings in specific cases to this Board upon request. Michele Crissman shared that she has recently written an article concerning exclusions, and that a nurse under discipline such as a revocation or suspension of license can be excluded from employment at a federally reimbursed healthcare facility. Procedures that are followed upon receiving a complaint of suspicion of wrong-doing were discussed. Background checks can be conducted through national databases such as NURSUS. The Kansas City office may send out letters from time to time, seeking discipline information from healthcare facilities and regulators. Joint investigations may be conducted with other agencies, such as the FBI. The Board of Nursing is alerted as soon as a complaint involving a nurse is received or pertinent information is discovered by Mr. Mueller's office. Linda Bunkers requested clarification of this Board's responsibility in notifying healthcare facilities and the public concerning nurses with discipline on their records: Large hospitals and healthcare facilities routinely check for discipline history with this Board, especially for new hires, and check for exclusions with the federal online registry; discipline information is published in the Board's quarterly newsletter, and is available online. June Larson says that the Board of Regents does not currently allow her school to conduct criminal background checks, but that may soon change. Michele Crissman shared that, according to a letter from Department of Health and Human Services, this Board's responsibility is, as always, to discipline with grounds, based on its mission of public protection.

PUBLIC HEARING: APPROVAL OF SCHOOLS RULES REVISION was held Thursday, July 15 at 1 PM.

MOTION 9c: Robin York moved that the changes to the Education Rules be approved with the following amendment:

"Clinical preceptors may be used to enhance clinical learning experiences after a student has received clinical and didactic instruction in a specific clinical area as defined in §20:48:07:30(3)."

Motion seconded by Patricia Wagner.

Diana Berkland	Yes	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

IFMC UPDATE: Robert Garrigan, System Administrator, reported that IFMC is about 75% ready to go live; the anticipated online date is October 15, 2004.

DEPARTMENT OF HEALTH ADMINISTRATOR'S MEETING REPORT: Gloria Damgaard shared that Kevin Forsch led the meeting in Pierre with directors of health-related licensing boards in attendance; Gloria Damgaard and Linda Young represented the Board of Nursing.

Topics of discussion included:

- | | |
|---|-------------------|
| ■ minimum standards for operation of licensing boards | ■ legal services |
| ■ contracts | ■ finances/budget |
| ■ personnel | ■ web sites |

STRATEGIC PLAN REVIEW is postponed until the September Board meeting.

FY 2005 BUDGET: Board Accountant Robert Garrigan presented based on reports that had been distributed to Board members. Revenue for a new printer for IFMC nursing licenses and a new copier are included in the

budget. Funds set aside for travel, registration fees, and staff development should be adequate. A replacement for Michele Crissman, who will not be continuing her Board contract, will be hired.

MOTION 10a to accept the FY 2005 Budget with authority to hire up to 1.0 FTE was seconded, and was approved in a unanimous voice vote.

HPAP PROGRAM EXPANSION: It is proposed that the HPAP Program be expanded to include monitoring of sexual misconduct and anger management program participants. Boards of Nursing, Medicine, Pharmacy, Dentistry, and Veterinary Medicine presently utilize services of the HPAP Program. HPAP handles a case load of about 90 at this time; more staff, possibly a half-time counselor, will probably be added in Sioux Falls. Board discussion led to the conclusion that the proposed expansion is in keeping with the Board's mission of public protection; Gloria Damgaard is directed to explore this development further at a Service Committee Meeting with directors of the various Boards.

MOTION to accept by Diana Berkland was seconded and approved in a unanimous voice vote.

CONTRACTS: Legal counsel, HPAP, and HPRIP contracts were reviewed.

MOTION 10b to enter into such contracts passed in a unanimous voice vote.

OGLALA LAKOTA COLLEGE SCHOOL SURVEY REPORT: Sarah Coulter Danner, Chair of the Nursing Department at Oglala Lakota College, was introduced to the Board by Nancy Bohr, Nursing Program Specialist. Nancy Bohr, June Larson, and Doris Dufault conducted the site visit; continued full approval status is recommended. Nancy Bohr reviewed procedures and results of the site visit. Ms. Coulter Danner updated the Board concerning developments in education of faculty in order to be in full compliance for the Masters level requirement. Ground has been broken for a new facility at Oglala Lakota to include a fitness room, which will be open to the public, and a clinic with two exam rooms. A modular dorm is in place, and almost ready for occupancy. It is anticipated that Tribal Council will move quickly on the lease. A diabetes grant has been received by the College, and Tom Brokaw has donated an endowment. OLC passed NCAA with full ten year accreditation. A grant to help train community health personnel will be rewritten and resubmitted. June Larson expressed appreciation for Ms. Coulter Danner's leadership, who shared some of her background, how she came to Oglala Lakota College, and what she has learned about the culture there and students' learning needs and skills.

MOTION 10c: Robin York moved that the South Dakota Board of Nursing continue full approval status for the Oglala Lakota College Associate Degree Nursing Program.

Motion seconded by Patricia Wagner.

Diana Berkland	Yes	June Larson	Abstain	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

WESTERN DAKOTA TECHNICAL INSTITUTE: Nancy Bohr and June Larson arrived April 8, the original date scheduled for the visit, but the school's materials were not ready. The site visit has been postponed.

MOTION 10d by Diana Berkland to approve the Report and rescheduling of the site visit was seconded by Christine Pellet and passed in a unanimous voice vote.

LAKE AREA TECHNICAL INSTITUTE: REQUEST FOR REORGANIZATION

MOTION 10e: Deb Soholt moved that the South Dakota Board of Nursing defer the request for reorganization at Lake Area Technical Institute until required documentation is submitted.

Motion seconded by Patricia Wagner.

Diana Berkland	Yes	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Yes	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

SISSETON WAHPETON COLLEGE: REQUEST FOR PRE-REQUISITE STATUS – Nancy Bohr, Nursing Program Specialist, introduced Carol Bergan, Nursing Program Director and Karen Hamill, Nursing Instructor at the College. Ms. Bergan said that the program has the support of the tribe, and there is a great deal of interest

among potential students. In January 2002, Ms. Bergan took over the LPN program, and, with Gloria Damgaard's help, problems with the program have been addressed. Ms. Bergan has found that offering greater program flexibility has been extremely important to the student population. The program offers CNA training, followed by LPN education, and then the Associate degree; these steps must be followed. CNAs can go on to LPN (about half take jobs upon completion of CNA training, half go on for LPN education), then on to Associate RN. An LPN license is an admission requirement to enter the Associate RN program. At a recent event held at a local high school, health careers and healthy lifestyles were highlighted, and there was a very positive response. On "Science Days," young students are introduced to tasks like hearing their own heartbeat, lungs, and checking blood pressure. Indian Health Services will be building a new clinic and is looking to SWC to provide staff for that facility. Ms. Damgaard asked how this RN program will differ from existing programs in the state. Ms. Bergan replied that the program will involve more clinical hours and that courses have been revised to be more appropriate for student needs. Ms. Hamill noted that NLN standards for accreditation presently used for LPN program are being utilized as a starting point for the Associate program. Curriculum and staff for the pre-requisite program status were discussed; Marge Hegge is acting as a consultant for development. There has been difficulty in finding qualified faculty, so SWC is trying to "grow their own." Adjunct faculty from some local facilities are used. Financial resources that are or may become available to fund the program were discussed; there is a budget from SWC. At this point, the program would be stand-alone, but is open to partnering with Georgetown University. The goal is to begin Fall 2005 with 16 students or fewer. This program would be similar to USD's Watertown program. Pre-Requisite is followed by Interim Status; Ms. Bergan expects to apply for Interim Status by December.

MOTION 10f: Diana Berkland moved that the South Dakota Board of Nursing grant Pre-Requisite Status for the LPN to ADN educational program at Sisseton Wahpeton College.

Motion seconded by June Larson.

Diana Berkland	Yes	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

CNE-NET RN PROGRAM RN-LPN REFRESHER COURSE: Reapproval was discussed.

MOTION 10g: Diana Berkland moved for reapproval of the CNE-NET RN Program RN-LPN Refresher Course.

Motion seconded by June Larson.

Diana Berkland	Yes	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

NCSBN DELEGATE ASSEMBLY: SELECTION OF DELEGATES

MOTION 10h: Robin York moved that funding for four individuals be approved for attendance at the NCSBN Delegate Assembly August 3-6, 2005.

Motion seconded by Patricia Wagner.

Diana Berkland	Yes	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Yes	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

MEMORANDUM OF UNDERSTANDING: Delegation of Staff Functions 36-9A – Board of Medical Examiners RE: Jurisdiction of APN & Collaborative/Supervisory Agreements. Gloria Damgaard and Linda Young presented based on documents that had been distributed. Linda Young maintains the database at the Board of Nursing.

MOTION 10i: Deb Soholt moved that the South Dakota Board of Nursing approve the Nurse Practitioners and Midwives Joint Agreement Memorandum of Understanding with identified modifications between the South Dakota Board of Nursing and the South Dakota Board of Medical and Osteopathic Examiners.

Motion seconded by Nancy Wahlstrom.

Diana Berkland	Absent	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

AANA-ASA JOINT POSITION ON PROPOFOL ADMINISTRATION: Linda Young presented regarding this Position Statement on administration of Propofol by the Registered Nurse.

MOTION 10j: Deb Soholt moved that the South Dakota Board of Nursing approve the Position: Administration of Propofol by the Registered Nurse, as presented.

Motion seconded by Nancy Wahlstrom.

Diana Berkland	Yes	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

POLICY ON MEDIA RELATIONS regarding Board staff procedures.

MOTION 10l: Robin York moved that South Dakota Board of Nursing adopt the news media relations policy.

Motion seconded by June Larson.

Diana Berkland	Absent	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

SANDRA KRIER, CNM: REQUEST FOR CNS LICENSURE. Ms. Krier has not completed a program to specifically prepare her as a CNS; she did complete Certified Nurse Midwife training.

MOTION 10m: June Larson moved that the South Dakota Board of Nursing approve Sandra Krier's request for licensure as a Clinical Nurse Specialist.

Motion seconded by Robin York.

Diana Berkland	Absent	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Abstain		Motion carried

MARY NIELSEN, CNM: COLLABORATIVE AGREEMENT MODIFICATION REQUEST – Board discussion focused on whether it is appropriate to add the performing of basic ultrasounds to this Collaborative Agreement.

MOTION 10n: Deb Soholt moved that the South Dakota Board of Nursing grant Mary Nielsen, CNM, the requested Collaborative Agreement Modification to perform basic OB Ultrasound.

Motion seconded by Nancy Wahlstrom.

Diana Berkland	Absent	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

THE BOARD MOVED INTO CLOSED SESSION FOR PURPOSES OF DISCIPLINE

THE BOARD MOVED INTO OPEN SESSION

CARIN GREENHAGEN, RN: Michele Crissman shared background on the case with the Board.

MOTION 10o1: Nancy Wahlstrom moved that South Dakota Board of Nursing send Carin Greenhagen, RN, a Letter of Reprimand and require completion of an Ethics Module and continued participation in HPAP.

Motion seconded by Diana Berkland.

Diana Berkland	Yes	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Abstain	Christine Pellet	No	Nancy Wahlstrom	Yes
Teresa Disburg	No	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

L.L., APPLICANT FOR RN LICENSURE. Michele Crissman shared background on this case with the Board.

MOTION 10o2: Nancy Wahlstrom moved that the South Dakota Board of Nursing issue a license to L.L., new RN applicant for licensure.

Motion seconded by Diana Berkland.

Diana Berkland	Yes	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

K.H., APPLICANT FOR LICENSURE: Michele Crissman presented background on this case.

MOTION 10o3: Deb Soholt moved that the South Dakota Board of Nursing grant the request for RN licensure to K.H., new applicant for licensure, upon successful completion of the NCLEX exam.

Motion seconded by Nancy Wahlstrom.

Diana Berkland	Yes	June Larson	Recused	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Yes	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

T.S., NEW APPLICANT FOR LICENSURE – Michele Crissman presented background on this case.

MOTION 10o4: Robin York moved that T.S., RN Applicant, be formally enrolled in HPAP and evaluated by the evaluation committee, and successful passage of the NCLEX exam, along with submission of court documents requested by the Board of Nursing, before issuance of her nursing license.

Motion seconded by Patricia Wagner.

Diana Berkland	Yes	June Larson	Abstain	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Yes	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

TERESA BOLLING: REQUEST FOR REINSTATEMENT – Michele Crissman presented background on this case.

MOTION 10o5: Nancy Wahlstrom moved that the South Dakota Board of Nursing deny Reinstatement of Licensure to Teresa Bolling, RN.

Motion seconded by Patricia Wagner.

Diana Berkland	Yes	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Yes	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

P.H.T., RN: DISMISSAL OF COMPLAINT – Michele Crissman presented background on this case.

MOTION 10o6: Nancy Wahlstrom moved that the South Dakota Board of Nursing dismiss the complaint against P.H.T., RN.

Motion seconded by Robin York.

Diana Berkland	Yes	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Yes	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

NORA KILL-SPOTTED, LPN: Michele Crissman shared background on this case with the Board.

MOTION 10o7: Deb Soholt moved that the South Dakota Board of Nursing grant the request for Closure of Probation for Nora Kill-Spotted, LPN.

Motion seconded by Diana Berkland.

Diana Berkland	Yes	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

DEBRA SHAW: Michele Crissman shared background on this case with the Board.

MOTION 10o8: Diana Berkland moved that the South Dakota Board of Nursing grant the request for Closure of Probation for Debra Shaw.

Motion seconded by Deb Soholt.

Diana Berkland	Yes	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

VIRGINIA SMITH MATTHEW, RN: Michele Crissman shared background on this case with the Board.

MOTION 10o9: Deb Soholt moved that the South Dakota Board of Nursing grant the request for Closure of Probation for Virginia Smith, RN.

Motion seconded by Nancy Wahlstrom.

Diana Berkland	Yes	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

PATRICIA EAGLE, LPN: REINSTATEMENT WITH PROBATION – Michele Crissman presented.

MOTION 10o10: Diana Berkland moved that the South Dakota Board of Nursing reinstate the LPN license for Patricia Eagle with Probation continued as in the Order for initial discipline.

Motion seconded by Teresa Disburg.

Diana Berkland	Yes	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

L.R.H., RN: Michele Crissman presented background on this case.

MOTION 10o11: Patricia Wagner moved that South Dakota Board of Nursing mandate HPAP for L.R.H., RN.

Motion seconded by Diana Berkland.

Diana Berkland	Yes	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

JAY GOEHRING, LPN: Michele Crissman shared background on this case with the Board.

MOTION 10o12: Nancy Wahlstrom moved that the South Dakota Board of Nursing Summarily Suspend the license of Jay Goehring, LPN.

Motion seconded by Deb Soholt.

Diana Berkland	Yes	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

POLLY SAILER, RN: Michele Crissman presented background on this case.

MOTION 10o14: Nancy Wahlstrom moved that the South Dakota Board of Nursing approve the Voluntary Surrender of license for Polly Sailer, RN.

Motion seconded by Deb Soholt.

Diana Berkland	Absent	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

CHERYL LIEN, RN: Michele Crissman presented background on this case.

MOTION 10o15: Deb Soholt moved that the South Dakota Board of Nursing approve the Voluntary Surrender of license for Cheryl Lien, RN.

Motion seconded by Patricia Wagner.

Diana Berkland	Absent	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

MARIA OLSON, RN: Michele Crissman shared background with the Board.

MOTION 10o16: June Larson moved that the South Dakota Board of Nursing approve the Voluntary Surrender Consent Order for Maria Olson, RN.

Motion seconded by Nancy Wahlstrom.

Diana Berkland	Absent	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

ROBERT STONE, RN: Michele Crissman shared background on this case with the Board.

MOTION10o17: Robin York moved that the South Dakota Board of Nursing approve the Voluntary Surrender for Robert Stone, RN.

Motion seconded by Patricia Wagner.

Diana Berkland	Absent	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

KAREN SCHROEDER, RN: Michele Crissman shared background on this case with the Board.

MOTION 10o18: June Larson moved that South Dakota Board of Nursing issue a Letter of Reprimand with completion of the Ethics Module and Documentation of Nursing Care Module for Karen Schroeder, RN.

Motion seconded by Nancy Wahlstrom.

Diana Berkland	Absent	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

VICTORIA LILLIE, RN: Michele Crissman presented background on this case.

MOTION 10o19: Nancy Wahlstrom moved that South Dakota Board of Nursing approve the Probation Order for Victoria Lillie, RN.

Motion seconded by Robin York.

Diana Berkland	Absent	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

DARLA WILSON, LPN: Michele Crissman presented background on this case.

MOTION 10o20: Deb Soholt moved that the South Dakota Board of Nursing approve the Probation Order for Darla Wilson, LPN.

Motion seconded by Nancy Wahlstrom.

Diana Berkland	Absent	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Abstain	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

KARRIE CHRISTENSON, RN: Michele Crissman shared background on this case with the Board.

MOTION 10o21: Nancy Wahlstrom moved that the South Dakota Board of Nursing approve the Stipulation and Suspension Order for Karrie Christenson, RN.

Motion seconded by June Larson.

Diana Berkland	Absent	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

S.S.: REQUEST FOR MEDICATION AIDE EQUIVALENCY – Michele Crissman presented regarding this request.

MOTION 10o22: Nancy Wahlstrom moved that the South Dakota Board of Nursing deny equivalency to S.S. in reference to Medication Aide.

Motion seconded by Teresa Disburg.

Diana Berkland	Absent	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

JANNETTE VEIT, RN: APPEAL OF DENIAL OF REMOVAL OF LETTER OF REPRIMAND. Michele Crissman shared background on this case with the Board.

MOTION 10o23: Nancy Wahlstrom moved that the South Dakota Board of Nursing rescind the Letter of Reprimand to Jannette Veit, RN, on her LPN license.

Motion seconded by Robin York.

Diana Berkland	Absent	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

T.M., RN APPLICANT: Michele Crissman presented background on this case.

MOTION 10o24: Robin York moved that the South Dakota Board of Nursing issue a Letter of Concern to T.M., RN Applicant, regarding misrepresentation on her nursing license application.

Motion seconded by Deb Soholt.

Diana Berkland	Absent	June Larson	Abstain	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

RITA SCHIPKE, RN: LETTER OF REPRIMAND – Michele Crissman presented background on this case.

MOTION 10o25: Robin York moved that the South Dakota Board of Nursing issue a Letter of Reprimand with Documentation of Nursing Care and Ethics Modules to Rita Schipke, RN.

Motion seconded by Patricia Wagner.

Diana Berkland	Absent	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

LAPSED LICENSES:

D.W.: Nancy Bohr shared information with the Board regarding this lapsed license.

MOTION 10o26a: Teresa Disburg moved that the South Dakota Board of Nursing will send a Letter of Concern to D.W.

Motion seconded by June Larson.

Diana Berkland	Absent	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes	Motion carried	

S.K., CNM: Board staff presented background on this lapsed license.

MOTION 10o26b: Teresa Disburg moved that the South Dakota Board of Nursing will send a Letter of Concern to S.K., CNM.

Motion seconded by Patricia Wagner.

Diana Berkland	Absent	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes	Motion carried	

MISTI BROYLES: Michele Crissman shared background with the Board regarding this lapsed license.

MOTION 10o26c: Teresa Disburg moved that the South Dakota Board of Nursing will send a Letter of Reprimand to Misti Broyles.

Motion seconded by Nancy Wahlstrom.

Diana Berkland	Absent	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes	Motion carried	

K.W., RN: LAPSED LICENSE

MOTION 10o26d: Teresa Disburg moved that the South Dakota Board of Nursing will send a Letter of Concern to K.W., RN.

Motion seconded by Patricia Wagner.

Diana Berkland	Absent	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes	Motion carried	

DIANE LEONARD: Michele Crissman shared background with the Board concerning this lapsed license (Agenda item 10o26e.) Diane Leonard's license was reactivated June 20, 2002 and subsequently lapsed October 2003; she thought she had a two year license. Ms. Leonard did not receive a renewal notice because she had moved and had not updated her address with the Board. She is still lapsed and must cease and desist from practice. Board staff will contact her employer.

DEANNA LARSON, RN: Michele Crissman presented background on this case.

MOTION 10o27: June Larson moved that the South Dakota Board of Nursing rescind the Letter of Reprimand to Deanna Larson, RN.

Motion seconded by Nancy Wahlstrom.

Diana Berkland	Absent	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes	Motion carried	

DISMISSAL OF COMPLAINTS: Michele Crissman and Linda Young shared background regarding complaints against five nurses that had been received by Board staff.

T.R. Agenda Item 10o28a
L.K. Agenda Item 10o28b
L.L.R. Agenda Item 10o28c
V.H. Agenda Item 10o28d
G.B. Agenda Item 10o28e

MOTION 10o28a,b,c,d,e: Nancy Wahlstrom moved that the South Dakota Board of Nursing dismiss disciplinary action against T.R., L.K., L.L.R., V.H., and G.B.

Motion seconded by Deb Soholt.

Diana Berkland	Absent	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

D.P., RN: Michele Crissman presented background; D.P. addressed the Board.

MOTION 10o29: Nancy Wahlstrom moved that the South Dakota Board of Nursing issue Renewal of the license of D.P., RN, with continued participation in HPAP.

Motion seconded by June Larson.

Diana Berkland	Absent	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

REQUEST FOR ADVISORY OPINION: Item 10p LPN Scope of Practice Related to Home Ventilator Care – Linda Young presented background on this topic. This may be an employer issue. Linda Young was directed to respond to the letter writer; delete “in the home,” and affirm the interpretation of scope of practice for LPN.

THE BOARD MOVED INTO CLOSED SESSION FOR PURPOSES OF PERSONNEL ITEM 10Q

THE BOARD MOVED INTO OPEN SESSION

2004 NURSING EDUCATION LOAN ASSISTANCE PROGRAM

MOTION 10r: Robin York moved that the South Dakota Board of Nursing approve the 2004 Nursing Education Loan Assistance disbursement.

Motion seconded by Patricia Wagner.

Diana Berkland	Absent	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

GRADUATE NURSE RE-ENTRY PROGRAM: Gloria Damgaard introduced Diana VanderWoude of Sioux Valley Hospital’s Center for Learning and Innovation, who presented information regarding this educational program, which is intended as a safety net for students who initially fail the NCLEX exam. Varying degrees of faculty engagement are involved; learning is strengthened through mentorship by nurses who had failed the NCLEX, encouraging students, letting them know that there is a future for them. The curriculum is completed at Sioux Valley, and credit is earned through an Augustana College course called “NCLEX Success.” Darcy Sherman Justice said that about half of those who fail the NCLEX, fail more than once. Ms. VanderWoude remarked that this method is resource intensive, but that growing the nursing workforce is important. Through tracking of results among those who do not pass, it is anticipated that problems can be identified. There followed discussion of pass rates among those who have gone through the program; numbers have not been very encouraging recently. Ms. VanderWoude proposes that all students, regardless of where they went to school, could enter this NCLEX Success course, rather than return to their original school. In this way, the

student is able to work as a CNA or as a Tech at Sioux Valley while taking the course. Unfortunately, there are not enough slots open for all students.

MOTION 10s: Nancy Wahlstrom moved that the South Dakota Board of Nursing approve of the Graduate Nurse Re-Entry Program in reference to the NCLEX-RN.

Motion seconded by June Larson.

Diana Berkland	Abstain	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Yes	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

ANNOUNCEMENTS

Upcoming Board Meetings: September 16, November 18-19, 2004

Sharing Our Wisdom Conference: Tim Porter O'Grady, September 9, 2004

SDONE Meeting: Sioux Falls, September 22-25, 2004

DELEGATE ASSEMBLY: (see Item 11e below) Kansas City, MO, August 3-6, 2004

CLEAR: 11e: The Council on Licensure, Enforcement, and Regulation, September 27-30, in Kansas City, MO will focus on Basic Investigator Training/Certification and Regulatory Leadership Development Training.

MOTION 11e: June Larson moved that South Dakota Board of Nursing approve travel to Delegate Assembly for up to four staff and Board members, and travel to the CLEAR Conference for Investigator Training and Certification and Regulatory Leadership Development Training for up to three staff members.

Motion seconded by Nancy Wahlstrom.

Diana Berkland	Absent	June Larson	Yes	Patricia Wagner	Yes
Linda Bunkers	Yes	Christine Pellet	Absent	Nancy Wahlstrom	Yes
Teresa Disburg	Yes	Donald Simmons	Absent	Robin York	Yes
Doris Dufault	Absent	Deb Soholt	Yes		Motion carried

ADJOURNMENT